

agreements filed in the above-referenced dockets.

Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's rules of practice and procedure (18 CFR 385.211 and 385.214). All such motions and protests should be filed on or before July 12, 1999. Protests will be considered by the Commission to determine the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

Linwood A. Watson, Jr.,
Acting Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP99-569-000]

Texas Eastern Transmission Corp. and National Fuel Gas Supply Corp.; Notice of Application

July 2, 1999.

Take notice that on June 25, 1999, Texas Eastern Transmission Corporation (Texas Eastern), 5400 Westheimer Court, Houston, Texas 77251-1642 and National Fuel Gas Supply Corporation (National Fuel), 10 Lafayette Square, Buffalo, New York 14203, filed in Docket No. CP99-569-000, a joint application pursuant to sections 7(b) and 7(c) of the Natural Gas Act (NGA) and part 157 of the Federal Energy Regulatory Commission's (Commission) regulations, for a certificate of public convenience and necessity authorizing (i) Texas Eastern to abandon by sale to National Fuel its undivided ownership interest in certain jointly owned facilities; (ii) National Fuel to acquire Texas Eastern's undivided ownership interest in the jointly owned facilities; and (iii) Texas Eastern to abandon a certificated transportation service for National Fuel, all as more fully set forth in the application which is on file with the Commission and open to public inspection. This filing may be viewed on the web at <http://www.ferc.us/> on

line/rims.htm (call 202-208-2222 for assistance).

Texas Eastern seeks authorization to abandon by sale to National Fuel, its undivided interest in the jointly owned facilities extending from the International Border at Lewiston, New York to East Aurora, New York known as the Niagara Spur Loop Line (NSLL), for from Ellisburg, Pennsylvania to Leidy, Pennsylvania known as the Ellisburg to Leidy Line (ELL). National Fuel seeks authorization to acquire Texas Eastern's undivided ownership interest in the NSLL and ELL. Texas Eastern and National Fuel have negotiated and entered into a Facilities Sale Agreement for the NSLL and ELL facilities dated June 22, 1999. In addition, Texas Eastern seeks authorization to abandon certificated transportation service it currently provides for National Fuel via Texas Eastern's Capacity in the ELL under Texas Eastern's FERC Gas Tariff Original Volume No. 2 Rate Schedule X-136.

Any questions regarding the application should be directed to either S.E. Tillman at (713) 627-5113, Texas Eastern Transmission Corporation, P.O. Box 1642, Houston, Texas 77251-1642, or David W. Reitz at (716) 857-7949, National Fuel Gas Supply Corporation, 10 Lafayette Square, Buffalo, New York 14203.

Any person desiring to be heard or making any protest with reference to said application should on or before July 23, 1999, file with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 385.214 or 385.211) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed and with Commission will be considered by it in determining the appropriate action to taken but will not serve to make the protestants parties to the proceeding. The Commission's rules require that protestors provide copies of their protests to the party or person to whom the protests are directed. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's rules.

A person obtaining intervenor status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents issued by the Commission, filed by the applicant, or filed by all other intervenors. An intervenor can file for rehearing of any

Commission order and can petition for court review of any such order.

However, an intervenor must serve copies of comments or any other filing it makes with the Commission to every other intervenor in the proceeding, as well as filing an original and 14 copies with the Commission.

A person does not have to intervene, however, in order to have comments considered. A person, instead, may submit two copies of such comments to the Secretary of the Commission. Commenters will be placed on the Commission's environmental mailing list, will receive copies of environmental documents, and will be able to participate in meetings associated with the Commission's environmental review process. Commenters will not be required to serve copies of filed documents on all other parties. However, commenters will not receive copies of all documents filed by other parties or issued by the Commission, and will not have the right to seek rehearing or appeal the Commission's final order to a Federal court.

The Commission will consider all comments and concerns equally, whether filed by commenters or those requesting intervenor status.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by sections 7 and 15 of the NGA and the Commission's rules of practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Texas Eastern or National Fuel to appear or be represented at the hearing.

Linwood A. Watson, Jr.,
Acting Secretary.

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